

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 9754

IN THE MATTER OF:

Served July 19, 2006

Application of MCCLLOUD'S )  
PROFESSIONAL LIMOUSINE SERVICE, )  
INC., for a Certificate of -- )  
Authority -- Irregular Route )  
Operations )

Case No. AP-2005-117

This matter is before the Commission on applicant's request for reconsideration of the voiding of authority conditionally granted to applicant in Commission Order No. 9099, served November 4, 2005.

Order No. 9099 specified that applicant would have the full 180 days available under Commission Regulation No. 66 to satisfy the conditions of the grant. Applicant did not fully comply with the prescribed conditions within the allotted time. The conditional grant consequently became void on May 4, 2006. Under Article XIII, Section 4(a), applicant had until June 5, 2006, to file an application for reconsideration.<sup>1</sup>

Respondent timely filed an application for reconsideration as of May 31, 2006, but the application does not allege any error on the part of the Commission as required by statute.<sup>2</sup> The application therefore is denied. We may reopen this proceeding on our own initiative,<sup>3</sup> however, and issue Certificate of Authority No. 1128, provided applicant has fully satisfied the conditions of issuance prescribed in Order No. 9099.<sup>4</sup>

The record shows that applicant has complied with all of the requirements of Order No. 9099, except the requirement that applicant's revenue vehicles pass inspection by Commission staff. The inspection reports for applicant's two revenue vehicles show that applicant's 11-passenger stretch limousine only displays applicant's WMATC carrier number, not applicant's name and number as required by Regulation No. 61,<sup>5</sup> and that applicant's five-passenger Lincoln Town Car displays neither applicant's name nor applicant's number. Applicant asks us to

---

<sup>1</sup> See *In re Boone-McNair Transp., LLC*, No. AP-02-66, Order No. 7063 (Mar. 4, 2003) (30-day reconsideration filing period begins running on 181<sup>st</sup> day).

<sup>2</sup> Compact, tit. II, art. XIII, § 4(a).

<sup>3</sup> Commission Rule No. 26-04.

<sup>4</sup> See Order No. 7063 (proceeding reopened to issue certificate of authority).

<sup>5</sup> Regulation No. 61 requires the display of carrier name and number on both sides of each vehicle operated under a WMATC certificate of authority.

waive the requirements of Regulation No. 61 to the extent its vehicles do not comply.

The Commission routinely waives Regulation No. 61 with respect to limousines and luxury sedans seating nine persons or less, including the driver.<sup>6</sup> Limousines and luxury sedans seating more than nine persons, including the driver, but less than 16 persons, including the driver, must at a minimum display the carrier's WMATC number.<sup>7</sup> The inspection report for applicant's 11-passenger stretch limousine shows that applicant's carrier number is properly displayed on that vehicle.

Accordingly, we shall reopen this proceeding on our own initiative, waive Regulation No. 61 as to the 5-passenger Lincoln Town Car, partially waive Regulation No. 61 as to the 11-passenger stretch limousine, and issue Certificate of Authority No. 1128.

THEREFORE, IT IS ORDERED that Certificate of Authority No. 1128 shall be issued to McCloud's Professional Limousine Service, Inc., 712 Haack Place, Upper Marlboro, MD 20774.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.  
Executive Director

---

<sup>6</sup> *In re Escort Limousine Service, Inc.*, No. AP-03-48, Order No. 7512 (Nov. 5, 2003).

<sup>7</sup> *See id.* (Commission will consider waiving name but not number for limousines seating 9-15 persons).